

## IN THE SUPREME COURT OF THE STATE OF MONTANA

DA 09-0552

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STATE OF MONTANA,

Plaintiff and Appellee,

v.

ORDER

TYSON LEE HAPPEL,

Defendant and Appellant.

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Pursuant to the Internal Operating Rules of this Court, this cause is classified for submission on briefs to a five-justice panel of this Court without oral argument.

The Clerk is directed to mail a true copy hereof to all counsel of record and to the Honorable Gregory R. Todd, District Judge.

DATED August 11, 2010.

For the Court,

By   
Chief Justice

FILED  
AUG 11 2010  
*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA